

**NON-PROVISIONAL
UTILITY PATENT APPLICATION
TRANSMITTAL - 37 CFR 1.53(b)**

[] **Duplicate**
(check, if applicable)

MAIL STOP PATENT APPLICATION Attorney Docket No.: 8056-135US (E 2255 US)
Commissioner for Patents First Named Inventor: Hans GRUNDEI
P.O. Box 1450 Express Mail Label No.: EV312205923US
Alexandria, VA 22313-1450 Total Pages of Transmittal Form: 2

03945 U.S. PTO
10/663529

09/15/03

Transmitted herewith for filing is the non-provisional utility patent application entitled:

SYSTEM FOR RECONSTRUCTING THE NATURAL TORQUE BETWEEN THE NATURAL KNEE AND THE NATURAL HIP AREA

which is:

- an [] Original; or

a [X] Continuation, [] Divisional, or [] Continuation-in-part (CIP) of prior International Patent Application No. PCT/EP02/01771 filed February 20, 2002. Anticipated Group/Art Unit: or Class , Subclass .

[] This non-provisional patent application is based on Provisional Patent Application No. , filed .

Enclosed are:

- [X] Specification (including Abstract) and claims: 10 pages.
 - [X] 3 sheets of drawings (formal).
 - [] Application Data Sheet.
 - [X] Newly unexecuted Declaration (copy).
 - [] Copy of Declaration from prior application.
 - [] Separate Power of Attorney (including 37 CFR 3.73(b) statement, if applicable).
 - [] Microfiche computer program (Appendix).
 - [] Nucleotide and/or Amino Acid Sequence Submission, including:
 - [] Computer readable copy [] Paper Copy [] Verified Statement.
 - [] Under PTO-1595 Cover Sheet, an assignment of the invention
 - [X] Name of Assignee: **ESKA Implants GmbH & Co.**
 - [] Certified copy(ies) of Application No(s). filed is/are filed:
 - [] herewith or [] in prior application .
 - [X] Applicant, by its undersigned attorney, claims Small Entity Status under 37 C.F.R. §1.27 as [] an Independent Inventor, or [X] a Small Business Concern, or [] a Non-Profit Organization.
 - [] Preliminary Amendment.
 - [X] Information Disclosure Statement, PTO/SB/08A, and cited references.
 - [] Request for Nonpublication of Application Under 35 U.S.C. §122(b)
 - [] Other:

The filing fee is calculated as follows:

			SMALL ENTITY				LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE: \$375				BASIC FEE: \$750	
Total	5-20 =	0	X9	\$	OR	X18	\$	
Independent	1- 3 =	0	X42	\$	OR	X84	\$	
[] Multiple Dependent Claims Present			\$140	\$	OR	\$280	\$	
			TOTAL	\$ 375.00	OR	TOTAL	\$	

- [] The Commissioner is not authorized to charge the filing fee at this time as we elect to defer payment of the entire filing fee until receipt of a Notice to File Missing Parts
- A check in the amount of **\$375.00** to cover the filing is enclosed.
- The Commissioner is hereby authorized to charge and/or credit **Deposit Account No. 50-1017 (Billing No. 208056.0135)** as noted below. A duplicate copy of this sheet is enclosed.
- Any overpayments or deficiencies in the above-calculated fee.
- [] Filing fee in the amount of \$ _____ as calculated above.
- Any additional fees required under 37 C.F.R. § 1.16 and § 1.17.
- In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

CORRESPONDENCE ADDRESS

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WWS:srn
Enclosures